

REMARKS

Claims 1-40 are pending.

Claims 1-40 stand rejected.

Claims 1, 6, 11, 14, 21, 26, 31 and 36 are amended.

No new subject matter has been added.

Request for Continued Examination

This amendment is accompanied by a Request for Continued Examination.

Response to Arguments

The Examiner states on page 6 of the March 22, 2007 Office Action that Applicant's argument with respect to the rejection according to Vallstrom is moot in view of the new grounds of rejection. Applicant respectfully submits that the argument is not moot in view of the Examiner's continued rejection of claims 1-40 at least in part by the same reference of Vallstrom. Specifically, the Examiner did not address Applicant's argument that Vallstrom discloses a tracking device, not an access point. As the Examiner continues to rely on Vallstrom to teach at least some of the claim features including in the rejected claims, Examiner is once again requested to respond to this prior argument, as well as the related arguments provided herein.

Claim Rejections – 35 USC § 103

Claims 1-40 stand rejected under 35 USC 103(a) according to U.S. Pub. No. 2004/0192352 to Vallstrom et al. ("Vallstrom") in view of U.S. Pub. No. 2004/0116140 to Babbar et al. ("Babbar").

The rejection is traversed; however Applicant amends claims 1, 6, 11, 14, 21, 26, 31 and 36 to further clarify the subject matter and to facilitate bringing this case to allowance. Amended claim 1 recites a method for dynamic configuration of a mobile access point comprising:

- determining a position of said mobile access point, said mobile access point operable to provide a point of connection for wireless communications between a distributed computer network and a wireless client device;
- identifying a region based on said position; and
- automatically updating configuration information associated with an application of said mobile access point based on said region, wherein said configuration information includes an updated radio frequency for transmitting

wireless communications between said distributed computer network and said wireless client device for said mobile access point within said region.

Vallstrom discloses a tracking device 10 “capable of bidirectional RF communications with a cellular network 12 via one or more base stations 14.” (paragraph 29 lines 1-18). By the plain meaning of Vallstrom, and as shown in Figures 1 and 2, the tracking device does not provide a point of connection for wireless communications between a distributed computer network and a wireless client device, as recited by claim 1. To the contrary, the base station 14 is between and connects the tracking device 10 to the cellular network 12. In fact, “there is no direct connection between the external applications 33 and the tracking device 10. All messaging, such as SMS, goes through and is mediated by the LAS 30.” (paragraph 39, lines 1-5). Furthermore, communications within the cellular network 12 may be performed even when the tracking device 10 is turned off and inoperable (paragraph 48).

The Examiner acknowledges on page 2 of the March 22, 2007 Office Action that Vallstrom fails to disclose updating configuration information for configuring wireless communications between a distributed computer network and a wireless client device for said mobile access point within said region. Instead, the Examiner cites Babbar to teach these features. The Examiner cites Figure 1 and column 2 paragraphs 41-42, and specifically the mobile switching center (MSC) 110 as disclosing the mobile access point.

The MSC 110 disclosed in Babbar receives transmissions from the wireless device 108 and communicates with the core network 120 (paragraphs 68-69). Babbar further describes providing a unique network configuration or network address (paragraph 67) to identify the mobile terminals (paragraphs 65-66). Routing tables including the network addresses is described at paragraph 41, as cited by the Examiner, as being updated by a mobile station address server ASVR, when an ALLOCATE failure is identified.

Whereas Vallstrom discloses reporting a current location of the tracking device 10 and Babbar discloses updating a network address of mobile terminals, neither Vallstrom nor Babbar disclose automatically updating configuration information associated with an application of said mobile access point based on said region, wherein said configuration information includes an updated radio frequency for transmitting wireless communications between said distributed computer network and said wireless client device for said mobile access point within said region.

Whereas the Examiner argues that updated configuration information including a radio frequency may be found at Vallstrom (paragraph 0029) in rejecting original claim 6, Applicant respectfully disagrees. Vallstrom does not teach, suggest or otherwise disclose that the radio frequency is updated. Instead, Vallstrom only discloses updating a location of the tracking device (see for example paragraph 0010). Babbar similarly fails to disclose updating the radio frequency based on an identified region. The updated radio frequency is herein recited by amended claim 1.

Independent claims 11, 21 and 31 are amended similar to claim 1 and are allowable for the same or similar reasons. Claims 2-10, 22-30 and 32 to 40 are also allowable as depending on allowable base claims and also for including the additional novel features recited therein. Applicant respectfully requests withdrawal of the rejection of claims 1-40.

Any statements made by Examiner that are not addressed by Applicant do not necessarily constitute agreement by the Applicant. In some cases Applicant may have amended or argued the allowability of independent claims thereby obviating grounds for rejection of the dependent claims.

CONCLUSION

For the foregoing reasons, reconsideration and allowance of claims 1-40 of the application as amended is requested. The Examiner is encouraged to telephone the undersigned at (503) 222-3613 if it appears that an interview would be helpful in advancing the case.

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.



Bryan D. Kirkpatrick
Reg. No. 53,135

MARGER JOHNSON & McCOLLOM, P.C.
210 SW Morrison Street, Suite 400
Portland, OR 97204
503-222-3613

Customer No. 20575